

United States District Court
For the Northern District of California

10 LEVITON MANUFACTURING
11 CO., INC.,

No. C 10-03961 WHA

12 Plaintiff,

13 v.
14 FUJIAN HONGAN ELECTRIC
CO., LTD., *et al.*,

15 Defendants.

**NOTICE REGARDING
JOINDER OF MULTIPLE
DEFENDANTS**

16 /
17 Although this action has been stayed until the determination of the ITC investigation
18 becomes final, the Court is concerned that this action presents the same problem that was present
19 in *WiAV Networks, LLC v. 3Com Corp.* concerning misjoinder of parties. See Order Dismissing
20 All Remaining Defs. Except Hewlett-Packard Company For Misjoinder Under FRCP 21.,
21 Oct. 1, 2010. Counsel should consider whether this is an issue that should be litigated now rather
22 than at the end of the ITC proceedings. At a minimum, when the stay is lifted, the Court will
23 raise this issue on its own under FRCP 21.

24
25 **IT IS SO NOTICED.**

26
27 Dated: November 22, 2010.
28


WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE